

NOV 10 2003

61

REF/1600 + \$

PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/967,030
Filing Date	September 27, 2001
First Named Inventor	Randy H. ZIEGLER
Art Unit	1654
Examiner Name	Patricia A. Patten
Attorney Docket Number	355863.00120

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☐ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Express Mail Certificate, Return Postcard
(7) Article Abstracts, (1) Article

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-2567
- i. ☒ RCE fee required under 37 CFR 1.17(e) (\$375) 11/12/2003 AWONDAF1 00000086 502567 09967030
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.117) (\$) 01 FC:2801 385.00 DA
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$____ enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

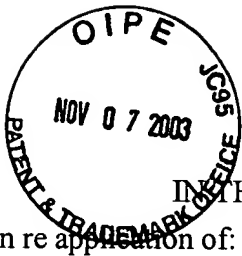
Name (Print / Type)	Stefan J. Kirchanski	Registration No. (Attorney/Agent)	36,568
Signature	<i>Stefan J. Kirchanski</i>	Date	November 7, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Heather B. Del Bosco	Date	November 7, 2003
Signature	<i>Heather B. Del Bosco</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.



PATENT
Attorney Docket No: 355863.00120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE.

In re application of:

Randy H. ZIEGLER

Serial No: 09/967,030

Filed: September 27, 2001

For: COMPOSITIONS AND METHODS FOR
TREATMENT OF DIABETES

Art Unit: 1654

Examiner: Patricia A. Patten

RECEIVED

NOV 13 2003

TECH CENTER 1600/2900

CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL
"Express Mail" Mailing Label No. EV 228462476 US
Date of Deposit: November 7, 2003

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Dear Sir:

I hereby certify that

- ☒ two copies of Request of Continued Examination Transmittal
- ☐ check in amount of \$__ as filing fee
- ☐ patent application (__ page(s) of specification; __ claim(s); __ page(s) of abstract
- ☒ Preliminary Amendment
- ☐ Assertion of Small Entity Status under 37 CFR 1.27
- ☐ Request And Certification Under 35 U.S.C. 122(b)(2)(B)(i) for non-publication
- ☐ Information Disclosure Statement, __ references ☐ listed ☐ enclosed.
- ☒ (7) Article Abstracts
- ☒ (1) Article, titled: "USDA Database for the Flavonoid Content of Selected Foods"
- ☒ return postcard

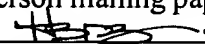
are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

Mail Stop RCE
Commissioner for Patents
Washington, D.C. 20231.

Date: November 7, 2003

REED SMITH CROSBY HEAFEY
1901 Avenue of the Stars, Suite 700
Los Angeles, CA 90067
Phone: (310) 734-5200
Fax: (310) 734-5299

Heather B. Del Bosco
Name of person mailing papers


Signature